

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

<b>IN RE: BLUE CROSS BLUE SHIELD</b>  <b>ANTITRUST LITIGATION</b> <b>(MDL NO.: 2406)</b>	} } } } } }	<b>Master File No.: 2:13-CV-20000-RDP</b>
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**ORDER AMENDING PLAN OF DISTRIBUTION AND PRELIMINARY  
APPROVAL ORDER REGARDING FILING OF OBJECTIONS**

On November 30, 2020, the court preliminarily approved the Settlement Agreement agreed upon by Subscriber Class Representatives and the Self-Funded Sub-Class Representative (on behalf of themselves and the Settlement Classes) and Settling Defendants (together, the “Parties”). (Doc. 2641). In connection with the proposed Settlement, Settlement Class Counsel proposed a Plan of Distribution for allocation of the Net Settlement Fund. (Doc. # 2610-5). The court preliminarily approved the Plan of Distribution on November 30, 2020. (Doc. # 2641).

This matter is before the court on Settlement Class Counsel’s Unopposed Motion to Amend Plan of Distribution for Clarity and to Amend Preliminary Approval Order Regarding Filing of Objections. (Doc. # 2715). The Motion (Doc. # 2715) is **GRANTED**. It is hereby **ORDERED** as follows:

The court **APPROVES** the proposed amendment for clarity to the Plan of Distribution as described below. Specifically, the language indicated below by bold italics **SHALL** be inserted so that paragraphs 12(b) and 22(a) read as follows:


- Paragraph 12(b): Employers or other groups (*e.g., Taft-Hartley plans, multi-employer welfare arrangements, association health plans, retiree groups, and other non-employer groups that fall within the Settlement Agreement’s definition of Insured Group*) who purchased one or more fully-insured group policies directly from one or more Defendant during the FI Class Period (“FI Groups”)

- Paragraph 22(a): Employers *or other groups (e.g., Taft-Hartley plans, multi-employer welfare arrangements, association health plans, retiree groups, and or other non-employer groups that fall within the Settlement Agreement's definition of Self-Funded Account)* who purchased a Self-Funded Health Benefit Plan from one or more Defendant(s) during the Self-Funded Class Period ("Self-Funded Groups")

The court also hereby **AMENDS** its Preliminary Approval Order (Doc. # 2641 ¶ 22) to conform with the court-approved long-form notice (Doc. # 2611-2 at Ex. C), such that objectors need not file objections, but must still cause objections to be mailed to the Claims Administrator, Settlement Class Counsel, Self-Funded Settlement Sub-Class Counsel, and Settling Defendants' Counsel at the addresses listed in the long-form notice available on the Settlement website, and postmarked by no later than the objection deadline.

The court **DIRECTS** Settlement Class Counsel and the Claims Administrator to substitute this clarified amended version of the Plan of Distribution *nunc pro tunc* for the previously preliminarily approved Plan of Distribution for all purposes and to post a copy of the amended Plan of Distribution along with this order on the Settlement website within one business day.

**DONE** and **ORDERED** this March 15, 2021.

  
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**R. DAVID PROCTOR**  
UNITED STATES DISTRICT JUDGE